IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 34044 of 2006(C)

PETITIONER:

1. P. VIJAYARAGHAVAN, AGED 56 YEARS,
   S/O. UNNIRI NAIR,
   JISHA NIVAS, KANNADI, PALAKKAD.
   (RETIRED PEON, OTTAPALAM MUNICIPALITY)

2. A. MOHAMMED FAROOK, AGED 55 YEARS,
   XXV/211, KADAVALAV,
   THATHAMANGALAM POST, PALAKKAD.
   (NOW WORKING AS UDC HIGHER GRADE AT
   TRICHUR URBAN DEVELOPMENT AUTHORITY)

3. RAJAN,
   AGED 57 YEARS, S/O. SANKARAN,
   THIRUTHIMEL HOUSE,
   PUDUPPARIYARAM. P.O., PALAKKAD
   (RETIRED SUPERINTENDEN,
   KOZHIKODE CORPORATION)

4. M. MOHAMMED ALI,
   S/O. MOHAMMEDKUTTY,
   KIZHAKKETHAIVALAPPIL HOUSE,
   THENUR P.O., (RETIRED PEON,
   OTTAPPALAM MUNICIPALITY)

   BY ADV. SRI.RENJITH THAMPAN

RESPONDENTS:

1. STATE OF KERALA REPRESENTED BY ITS SECRETARY,
   DEPARTMENT OF LOCAL ADMINISTRATION,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF MUNICIPALITIES,
   O/o DIRECTOR OF MUNICIPALITIES,
   THIRUVANANTHAPURAM.

   BY ADV. SRI. BIJOY CHANDRAN, GOVERNMENT PLEADER.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO.34044 of 2006

Dated this the 20th day of December, 2006

JUDGMENT

The petitioners have retired from the service of the Municipality. They along with few others had approached the Government for regularisation of their temporary service. The Government before passing orders consulted the Public Service Commission. Against the claim of the employees except those appointed through PSC, the Commission raised objections. The Government, however, took a decision to grant the benefit of regularisation of service to all the employees without any distinction vide Ext.P6 dated 3.10.2006. Towards the end of Ext.P6, it is stated that the question relating to the claim of the petitioners for retrospective grant of service benefits including terminal benefits will be considered separately and orders passed.

2. This writ petition has been filed for a direction to the respondents to pass orders regarding the past service of the petitioners as also the terminal benefits within such time, as this Court may stipulate.

3. Since Ext.P6 order was passed on 3.10.2006, it will be in the interest of justice, to fix a time limit of four months from the date of

receipt of a copy of this judgment for passing consequential orders as referred to in Ext.P6. Ordered accordingly. The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the Government for due compliance.

K.K.DENESAN, JUDGE

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